

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 Eric Leon Christian,

5 Plaintiff,

6 v.

7 United States of America,

8 Defendant.  
9

Case No. 2:24-cv-00842-CDS-BNW

**ORDER and  
REPORT AND RECOMMENDATION**

10 On May 1, 2024, Plaintiff moved to proceed *in forma pauperis* but did not attach a  
11 complaint. ECF No. 1. A few days later, the Court ordered Plaintiff to file a complaint by June 3,  
12 2024. ECF No. 3. Plaintiff has not done so. Instead, Plaintiff has filed numerous documents  
13 claiming various forms of relief. ECF No. 5 (Demand for Judgment); ECF No. 7 (Ex Parte  
14 Emergency Habeas Appeal); ECF No. 9 (Emergency Motion for Ex Parte Writ of Attachment  
15 Ruling); ECF No. 12 (Demand for Judgment). Accordingly, the Court recommends that ECF  
16 Nos. 5, 9, and 12 be dismissed as premature because the Court has not received a complaint from  
17 Plaintiff and, as a result, has not been able to screen it to see if he asserts a claim for relief. The  
18 Court also recommends that ECF No. 7 be denied because no allegations accompany the habeas  
19 appeal. To the extent that Plaintiff intends to assert a habeas claim, he must fill out the correct  
20 form.

21 **IT IS RECOMMENDED** that ECF Nos. 5, 7, 9, and 12 be DENIED without prejudice.

22 **IT IS ORDERED** that Plaintiff has 30 days to file a complaint.

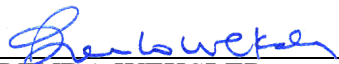
23 **IT IS FURTHER ORDERED** that the Clerk of Court shall send Plaintiff a court-  
24 approved complaint form and habeas form.

25 **NOTICE**

26 This report and recommendation is submitted to the United States district judge assigned  
27 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation  
28 may file a written objection supported by points and authorities within fourteen days of being

1 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely  
2 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153,  
3 1157 (9th Cir. 1991).

4  
5 DATED: June 10, 2024

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7 BREND A WEKSLER  
8 UNITED STATES MAGISTRATE JUDGE  
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